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Attorneys for Defendant

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

12 ALEX ANG and LYNN STREIT,
13 individually and on behalf of all others
similarly situated,

Plaintiffs,

16 BIMBO BAKERIES USA, INC.,

Defendant.

Case No. 3:13-CV-1196-HSG (NC)

**STIPULATED REQUEST FOR ORDER
CHANGING TIME [RE DKT NO. 147];
AND ORDER**

Judge: Hon. Haywood S. Gilliam, Jr.
Action Filed: March 18, 2013

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28 STIPULATED REQUEST FOR ORDER CHANGING TIME
Case No. CV13-01196-HSG (NC)

1 Pursuant to Local Civil Rule 6-2, it is hereby stipulated and agreed, by and among the
2 undersigned counsel for Plaintiffs Alex Ang and Lynn Streit (“Plaintiffs”) and Defendant Bimbo
3 Bakeries USA, Inc. (“Defendant”), respectively, as follows:

4 WHEREAS, at a hearing before this Court on August 20, 2015, the parties discussed the
5 Court’s proposed scheduling order, and since it appeared to the attorneys present at the hearing
6 that there were no scheduling conflicts, the Court thereafter entered the proposal as a Scheduling
7 Order (Dkt. 147).

8 WHEREAS, following the hearing, Mr. Skaar, who appeared at the hearing on behalf of
9 Defendant, determined that the April 18, 2016 trial date is unworkable for Defendant’s trial
10 counsel, who must appear at another trial that had previously been set for the same time.
11 (Declaration of David W. Skaar (“Skaar Decl.”), ¶ 2).

12 WHEREAS, at the hearing the Court recognized that the expert discovery schedule may
13 need to be modified so that experts will be able to prepare their reports with the benefit of a
14 decision on the pending motion for class certification. (*See* Hearing Transcript, 8/20/2015, at
15 13:3-15).

16 WHEREAS, the parties also agree that the schedule should be modified to accommodate
17 expert analysis and dispositive motions based on the Court’s forthcoming ruling on the class
18 certification motion. (Skaar Decl., ¶ 4).

19 WHEREAS, the parties met and conferred to determine a mutually agreeable resolution of
20 the foregoing scheduling issues, and the parties agreed that each date set forth in the Scheduling
21 Order should be postponed for approximately two months. (*Id.* at ¶ 5).

22 NOW, THEREFORE, IT IS HEREBY STIPULATED and respectfully requested by and
23 between the parties through their respective attorneys of record that the Court amend the
24 Scheduling Order, Dkt. 147, to reflect the following dates:

- 25 ♦ Close of Fact Discovery: November 18, 2015
26 ♦ Mutual Exchange of Expert Disclosures: November 25, 2015
27 ♦ Mutual Exchange of Rebuttal Expert Disclosures: December 18, 2015
28 ♦ Close of Expert Discovery: January 15, 2016

- 1 ♦ Dispositive Motions Filing Deadline: January 22, 2016
2 ♦ Opposition Filing Deadline: February 19, 2016
3 ♦ Reply Filing Deadline: March 7, 2016
4 ♦ Dispositive Motions Hearing: March 24, 2016 at 2:00 p.m.
5 ♦ Pretrial Conference: June 7, 2016 at 3:00 p.m.
6 ♦ Trial Date: June 20, 2016 at 8:30 a.m.

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8 Dated: September 21, 2015

9 /s/ Bradley F. Silverman (attestation below)

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28 /s/ David W. Skaar

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39 *Attorneys for Defendant*

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2 **ORDER**
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5 Pursuant to the foregoing stipulation, IT IS SO ORDERED.
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10 DATED: October 5, 2015
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HON. HAYWOOD S. GILLIAM, JR.
UNITED STATES DISTRICT JUDGE

1 **Attestation Regarding Signatures**

2 I hereby attest that Bradley Silverman, counsel for the plaintiffs, authorized the filing of
3 this document on September 18, 2015.

4 /s/ David W. Skaar

5 David W. Skaar

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